

ANDREW E. BAKOS, SBN 151250
ANDREW E. BAKOS & ASSOCIATES, P.C.
1545 River Park Drive, Suite 205
Sacramento, California 95815
Tel: (916) 649-0208
Fax: (916) 649-0941
Aebakos@Bakoslaw.com

DENNIS B. HILL, SBN 218131
D.B. HILL, A PROFESSIONAL LAW CORPORATION
640 Fifth Street, Suite 200
Lincoln, California 95815
Tel: (916) 434-2553
Fax: (916) 434-2560
Dennis@DbhillLaw.com

Attorneys for Plaintiffs CANNON HUGH DANIELS,
ARIELE ROSTAMO aka ARIELE NELSON, SUSAN
ADELL DANIELS, and JOSEPH ALBERT DANIELS, IV

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

CANNON HUGH DANIELS, deceased;
decedent's wife, ARIELE ROSTAMO aka
ARIELE NELSON; decedent's mother,
SUSAN ADELL DANIELS; and decedent's
father, JOSEPH ALBERT DANIELS, IV,
individually,

Plaintiff,

vs.

CALIFORNIA FORENSIC MEDICAL
GROUP, INC., WELLPATH
MANAGEMENT, INC., BUTTE COUNTY,
S. Parker, D. Brownfield, Sergeant Turner,
Sergeant Behlke, Deputy Darnell, Deputy
Smith, Deputy Yee, Deputy Bazan, Deputy
Thornton, Sergeant Mell, Deputy Lazurenko,
Deputy LaRue, Deputy Ogden, Deputy
Mayfield, Deputy Davis, Deputy Tauscher and
Lt. Jarrod Agurkis, SACRAMENTO
COUNTY, Officer McKersie, Sergeant Bunn,
Sergeant Jenkins, Officer Rickett, Lieutenant
Hodgkins, Officer Gailey, Officer Tallman,
Officer Pomosson, and Officer Folena
Defendants. /

Case No.: 2:21-cv-0277 JAM-JDP

JOINT STIPULATION AND ORDER

Complaint Filed: 02/11/2021

1 The parties hereby submit this JOINT STIPULATION AND [PROPOSED ORDER] to extend the
2 discovery deadline to perform select depositions.

3 This case originated as two separate lawsuits, one filed on February 26, 2020, and another filed on
4 February 11, 2021. These cases were combined by way of the parties' stipulation. The allegations of the
5 complaint include wrongful death and violation of Cannon Daniels civil rights. The issues of the case are
6 many because the allegations include deficiency of medical care, deliberate indifference, damages to Cannon
7 Daniels (deceased) prior to his passing, damages for alleged violation of civil rights, damages for wrongful
8 death, and causation issues concerning Mr. Daniels' medical condition and death. All of these various issues
9 require experts as well as investigating all facts leading up to (and after) the death of Cannon Daniels. This
10 necessarily involves deposing numerous percipient witnesses, including family of Mr. Daniels, friends of
11 Mr. Daniels, custodial jail officers of the Butte County Jail, medical personnel of the Butte County Jail, as
12 well as various experts. The allegations of the complaint are highly contested by defendants, although
13 counsel for all the parties have a good working relationship and continue to cooperate as much as possible
14 with each other to avoid this Court's involvement in any procedural or discovery disputes.

15 The parties have engaged in substantial discovery, including initial disclosures, special
16 interrogatories, requests for admissions, document demands, initial expert disclosures, supplemental expert
17 disclosures, and numerous depositions including some expert witness depositions. Plaintiffs and defendants
18 have taken numerous depositions already. The parties have already taken over 30 depositions, and have
19 approximately over ten more to be taken. The parties will not, however, be able to complete these depositions
20 prior to the current discovery deadline of December 31, 2022, due to conflicts in the witnesses' and respective
21 attorneys' schedules, and because some of the depositions are experts who need to review percipient
22 witnesses' deposition testimony, of which some of the depositions are yet to be taken in November and
23 December. The parties are endeavoring to complete the depositions as soon as possible, but will need dates
24 in January and February to finish the various depositions, and extensions of the trial and related deadline
25 dates. The parties expect and intend this extension to be the last extension needed to finish the depositions.
26 Now, therefore, all the parties submit the following stipulation and request for order to extend the deadlines
27 as follows:
28

IT IS HEREBY STIPULATED by and between the parties through their counsel of record:

1. The current fact discovery deadline of December 31, 2022, shall be extended to February 28, 2023, for only those depositions previously noticed. The parties retain their right to set additional depositions if the parties so stipulate or with leave of court, good cause showing;
2. Dispositive Motion Filing Deadline: March 27, 2023;
3. Dispositive Motion Hearing: June 6, 2023, at 1:30 p.m.;
4. Joint Mid-Litigation Statement Filing Deadline: Fourteen (14) days prior to the close of discovery (February 14, 2023);
5. Final Pretrial Conference: July 28, 2023, at 10:00 a.m.;
6. Jury/Bench Trial: September 11, 2023 at 9:00 a.m..

IT IS SO STIPULATED.

Date: November 21, 2022

PORTER | SCOTT
A PROFESSIONAL CORPORATION

By /s/ William E. Camy
William E. Camy
Alison J. Southard
Attorneys for Butte County Defendants

Date: November 21, 2022

LAW OFFICES OF JEROME M. VARANINI

By /s/ Jerome M. Varanini
Jerome M. Varanini
Attorney for Defendants CALIFORNIA
FORENSIC MEDICAL GROUP, INC., and
WELLPATH MANAGEMENT, INC

Date: November 21, 2022

ANDREW E. BAKOS & ASSOCIATES, P.C.

By /s/ Andrew E. Bakos
Andrew Bakos
Attorney for Plaintiffs

Date: November 21, 2022

D.B. HILL, A PROFESSIONAL LAW CORPORATION

By /s/ Dennis B. Hill

Dennis B. Hill

Attorney for Plaintiffs

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ORDER

Pursuant to the stipulation of the parties, and good cause appearing therefore, **IT IS HEREBY ORDERED** as follows:

1. The current fact discovery deadline of December 31, 2022, shall be extended to February 28, 2023, for only those depositions previously noticed. The parties retain their right to set additional depositions if the parties so stipulate or with leave of court, good cause showing;
2. Dispositive Motion Filing Deadline: March 27, 2023;
3. Dispositive Motion Hearing: June 6, 2023, at 1:30 p.m.;
4. Joint Mid-Litigation Statement Filing Deadline: Fourteen (14) days prior to the close of discovery (February 14, 2023);
5. Final Pretrial Conference: July 28, 2023, at 10:00 a.m.;
1. Jury/Bench Trial: September 11, 2023 at 9:00 a.m..

IT IS SO ORDERED.

Date: November 22, 2022

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ

SENIOR UNITED STATES DISTRICT JUDGE